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6 AG-SEEDS UNLIMITED

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8 UNITED STATES BANKRUPTCY COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10 (SACRAMENTO DIVISION)

11 In re: ) CASE NO. 15-29136  
12 P&M SAMRA LAND ) Chapter 12  
INVESTMENTS, LLC, ) DCN: MAS-10  
13 )  
14 Debtor. ) **DECLARATION OF MARK A. SERLIN IN**  
15 ) **SUPPORT OF MOTION TO DISMISS**  
16 ) **CASE BASED ON DEFAULT UNDER**  
17 ) **CONFIRMED PLAN**  
18 )  
Date: February 5, 2018  
Time: 10:00 a.m.  
Dept: A

19 I, Mark A. Serlin, declare:

20 1. I am an attorney duly licensed to practice law by the State of California and am  
21 authorized to practice before this Court. I have been counsel of record to creditor Ag-Seeds  
22 Unlimited (“Ag-Seeds”) throughout this case and remain counsel of records for Ag-Seeds. I  
23 make this declaration based on personal knowledge, and if called as a witness to testify as to  
24 matters stated herein, I would be willing and competent to do so.

25 2. The Chapter 12 plan (“Plan”) which was ultimately confirmed by this Court  
26 (docket no. 453) requires, inter alia, that payments of \$30,000.00 per year be made not later than  
27 December 15<sup>th</sup> of each year to Ag-Seeds. Although the debtor made the initial Plan payment due  
28 in 2016, the payment on December 15, 2017 was not made.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Sacramento, California, on December 29, 2017.

MARK A. SERLIN

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